IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
COMPANY PETITION NO. 478 OF 2004
CONNECTED WITH
COMPANY APPLICATION NO. 191 OF 2004

In the matter of a Scheme of Amalgamation of Deshmukh Builders & Developers Pvt. Ltd., Cherish Homes Pvt. Ltd. and Happy Home Builders Pvt. Ltd. with Modern Tiles Company Pvt. Ltd.

Modern Tiles Company Pvt. Ltd. ... Petitioners.

Mrs. L.V. Mankar for Petitioner in all petitions.

Mr. R.C. Master, Panel Counsel i/by Dr. T.C. Kaushik for Regional Director, Department of Company Affairs, Maharashtra Mumbai in all Petitions.

CORAM : F.I. REBELLO,J.
DATED : SEPTEMBER 23, 2004

P.C.

1. Heard the learned counsel appearing on behalf of the Petitioner.

2. Petitioner has filed a Scheme for its amalgamation with Modern Tiles Company Pvt. Ltd. Petitioner company was incorporated under the provisions of Companies Act, 1956 with the Registrar of Companies. On the same day, Transferee company was also incorporated with the Registrar of Companies.

3. The Regional Director has filed his affidavit dated 17.9.2004. He has no objection to the sanctioning of the scheme. The company has

complied with other requisitions. Even otherwise there is nothing else which will indicate that scheme is prejudicial to the share holders and or public interest.

5. In the light of that Petition made absolute in terms of Prayer Clauses (a) to (e).

. The company has to pay cost quantified at Rs.2500/- to the Regional Director within four weeks from today.

(F.I. REBELLO,J.)